

2009 NOV 13 PM 3:16

JEANNE HICKS, CLERK /

BY: V. Adams

1 **CHRISTOPHER B. DUPONT**
SBN#014158
2 **TRAUTMAN DUPONT, PLC**
245 West Roosevelt, Suite A
3 Phoenix, Arizona 85003
Tel: 602.344.0038
4 Fax: 602.344.0043
dupontlaw@cox.net
5 Attorney for Victims

6 **IN THE SUPERIOR COURT OF THE STATE OF ARIZONA**
7 **IN AND FOR THE COUNTY OF YAVAPAI**
8

9
10 STATE OF ARIZONA,

11 Plaintiff,

12 vs.

13 STEVEN CARROLL DEMOCKER,

14 Defendant.
15

Case No. P1300CR20081339

**REQUEST FOR RE-EVALUATION
HEARING – DEFENDANT’S
CONDITIONS OF RELEASE**

Honorable Thomas Lindberg Division 6
16

17 Come now the victims Charlotte Rose and Katherine Gray DeMocker, by and through
18 undersigned counsel, and request this Court set a Re-Evaluation Hearing in order to allow the
19 victims to exercise their right to be heard concerning the defendant’s conditions of release.

20 As an initial matter, Katherine and Charlotte are daughters of both the charged defendant
21 and the deceased victim in this matter. They are victims by definition, A.R.S. §13-44401.19, and
22 entitled to all victim’s rights set forth in Title 13, Chapter 40, Arizona Revised Statutes. One
23 such right is the right to be heard on the defendant’s condition of release. A.R.S. § 13-4422.
24 Unfortunately it appears that in this case the girls were informed that the only way they could
25

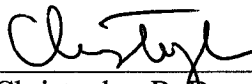
maintain contact with their father would be to waive their rights as victims. Under this false
pretense, both girls did formally opt out of their victims rights.

Both now assert their rights as victims.

As neither victim has had the opportunity to address the Court concerning their father's
conditions of release, they now request this Court set a re-evaluation hearing pursuant A.R.S.
§13-4436 in order to allocute on behalf of their father for his release.

Respectfully submitted this 10th day of November 2009

TRAUTMAN DUPONT PLC

By 
Christopher B. Dupont
Attorney for Victim

Original Mailed for Filing this
10th day Of November 2009, to:

Clerk of Court, Yavapai County

Copies mailed this
10th day Of November 2009, to:

Joseph Butner, Esq.
Yavapai County Attorney
255 East Gurley Street
Prescott, AZ 86301-3868

Larry Hammond
Anne Chapman
Osborn Maledon PC
2929 N. Central Ave., 21st Floor
Phoenix, Az. 85012

John M. Sears
107 Cortez Street, Suite 104
Prescott, AZ 86301